

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an temporary basis, the Student Access to Treatment Act of 2007 to permit students to possess and self-administer sunscreen while at school, traveling to school, or on a school-related trip without a medication action plan, and to permit trained employees or agents of a school to administer sunscreen to students.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “School Sunscreen Safety Temporary Amendment Act of 2019”.

Sec. 2. The Student Access to Treatment Act of 2007, effective February 2, 2008 (D.C. Law 17-107; D.C. Official Code § 38-651.01 *et seq.*) is amended as follows:

(a) Section 2 (D.C. Official Code § 38-651.01) is amended as follows:

(1) Paragraph (2) is amended by adding a new sentence at the end to read as follows: “Medication shall not include sunscreen.”.

(2) A new paragraph (5A) is added to read as follows:

“(5A) “Sunscreen” means a lotion, cream, spray, or gel regulated by the federal Food and Drug Administration for purposes of absorbing, reflecting, or scattering ultraviolet radiation and preventing sunburn.”.

(b) Section 3 (D.C. Official Code § 38-651.02) is amended as follows:

33 (1) The title is amended by striking the phrase “self-administration of
34 medication.” and inserting the phrase “self-administration of medication and sunscreen.”

35 (2) The existing text is designated as subsection (a).

36 (3) A new subsection (b) is added to read as follows:

37 “(b) A student may possess and self-administer sunscreen at the school in which the
38 student is currently enrolled, at school-sponsored activities, and while on school-sponsored
39 transportation, in order to protect against ultraviolet radiation and sunburn, without the
40 submission of a medication action plan, provided that the responsible person has not provided
41 written notice to the school principal or school nurse that the student may not possess or self-
42 administer sunscreen.”.

43 (c) Section 5(a) (D.C. Official Code § 38-651.04) is amended as follows:

44 (1) The title is amended by striking the phrase “Medication administration” and
45 inserting the phrase “Medication and sunscreen administration”

46 (2) Paragraph (1) is amended by striking the phrase “; and” and inserting a
47 semicolon in its place.

48 (3) Paragraph (2) is amended by striking the period and inserting the phrase “;
49 and” in its place.

50 (4) A new paragraph (3) is added to read as follows:

51 “(3) Administer sunscreen to any student in accordance with section 5(b).”.

52 (d) Section 6 (D.C. Official Code § 38-651.05) is amended as follows:

53 (1) The title is amended by striking the phrase “Administration of medication.”
54 and inserting the phrase “Administration of medication and sunscreen.”

55 (2) The existing text is designated as subsection (a).

56 (3) A new subsection (b) is added to read as follows:

57 “(b) An employee or agent trained and certified pursuant to section 5 may administer
58 sunscreen to a student at the school in which the student is currently enrolled, at school-
59 sponsored activities, and while on school-sponsored transportation, in order to protect the student
60 against ultraviolet radiation and sunburn.”.

61 (e) Section 9(c) (D.C. Official Code § 38-651.08(c)) is amended by striking the phrase
62 “certified to administer medication.” and inserting the phrase “certified to administer medication
63 and sunscreen.”.

64 Sec. 4. Fiscal impact statement.

65 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
66 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
67 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

68 Sec. 5. Effective date.

69 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
70 the Mayor, action by the Council to override the veto), a 30-day period of congressional review as
71 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24,
72 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
73 Columbia Register.

74 (b) This act shall expire after 225 days of its having taken effect.